

EXHIBIT 1

Appendix

Appendix

1. Hearing Transcript at 98:9-20, In re Residential Capital, LLC, Ch. 11 Case No. 12-12020 (MG) (Bankr. S.D.N.Y. Aug. 14, 2012).

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UNITED STATES BANKRUPTCY COURT

SOUTHERN DISTRICT OF NEW YORK

Case No. 12-12020-mg

- - - - -x

In the Matter of:

RESIDENTIAL CAPITAL, LLC, et al.,

Debtors.

- - - - -x

United States Bankruptcy Court

One Bowling Green

New York, New York

August 14, 2012

10:04 AM

B E F O R E:

HON. MARTIN GLENN

U.S. BANKRUPTCY JUDGE

1 no burden associated with producing it. With respect to the
2 e-mails, I definitely will not -- I'm not authorizing any
3 examination beyond what I'm ordering produced. It is clear to
4 the Court that the burden of searching e-mail records, given
5 the dates of the issues -- the refinancing occurred in
6 September 2, 2005 -- would require searching archives, backup
7 tapes and many other records, so I'm definitely not going to
8 order or permit a 2004 examination.

9 2004 is principally designed to allowed parties-in-
10 interest to identify assets of a debtor to see whether there's
11 anything that should be recovered for the debtor. It's not
12 intended for use for obtaining pre-complaint or pre-claim
13 discovery, as it appears to be used here. Hopefully, by
14 providing the information that you have available it will
15 enlighten OneWest Bank as to what its situation is. If it
16 believes it can -- that that's sufficient to file a proof of
17 claim, it'll do so. If a proof of claim is filed and it
18 becomes a contested matter if the debtor subsequently objects,
19 the Federal Rules of Civil Procedure on discovery will apply to
20 it.

21 So that'll be the Court's determination. So the
22 motion is denied, except as I've otherwise indicated.

23 MR. ROSENBAUM: Thank you, Your Honor.

24 THE COURT: All right.

25 MR. O'NEAL: Thank you, Judge.